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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FELTON A. SPEARS, JR. and SIDNEY
SCHOLL, on behalf of themselves and all
others similarly situated,

Plaintiffs,

v.

WASHINGTON MUTUAL, INC., a
Washington corporation; FIRST AMERICAN
EAPPRAISEIT, a Delaware corporation; and
LENDER'S SERVICE, INC.,

Defendants.

CASE NO.: 5:08-CV-00868 HRL

CLASS ACTION

**DECLINATION TO PROCEED BEFORE
A MAGISTRATE JUDGE AND REQUEST
FOR REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

Honorable Howard R. Lloyd

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

DATED: May 9, 2008.

McDonough HOLLAND & ALLEN PC
Attorneys at Law

By: /s/ Laura J. Fowler

LAURA J. FOWLER
Attorneys for Defendant eAppraiseIT, LLC